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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James L. Richards et al.

Appl. No. 10/750,897

Filed: January 5, 2004

For: SYSTEM AND METHOD FOR  
DISTANCE MEASUREMENT BY  
INPHASE AND QUADRATURE  
SIGNALS IN RADIO SYSTEM  
MOBILE NODES AND ACCESS  
POINTS

Art Unit: 3662

Examiner: Bernarre E. Gregory

Atty. Docket No.: 28549-198628

Confirmation No.: 2091

Customer No:



26694

PATENT TRADEMARK OFFICE

**Response to Exparte Quayle Office Action and  
Preliminary Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment is in response to an Ex Parte Quayle Office Action issued on June 15, 2004. Please amend the above-identified application as follows:

- Request for Extension of Time and/or Charge of Fees begins on page 2 of this paper.
- Amendments to the Specification begin on page 3 of this paper.
- Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.
- Remarks/Arguments begin on page 12 of this paper.

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45.00 DA

07/07/2004 HUJONG 00000054 10750897 43.00 OP  
01 FC:2201

### **REMARKS**

The Applicant wishes to thank the Examiner for the courtesy of the phone conversation of July 2, 2004. This is in response to an Ex Parte Quayle Office Action issued in connection with the subject application. The Action issued prior to filing of the herein submitted Preliminary Amendment. The undersigned apologizes for the untimely filing and hereby requests the Examiner to open prosecution of the subject application and enter the Amendment into the application. This Preliminary Amendment amends the disclosure to include a reference to the parent application Serial No. 09/960,278; cancels the original claims of the allowed parent and submits new Claims 13-37 for examination in this continuation application.

Pursuant to 37 CFR 1.56., 1.97 and 1.98, copies of two PTO Forms 892 of record in the parent application are enclosed. No copies of the listed prior art are being provided.

The fee of \$43 is being submitted herewith for one independent claim in excess of three, as specified by 37 CFR 1.16(b). If any additional fees are required in connection with this amendment, please charge account No. 22-0261.

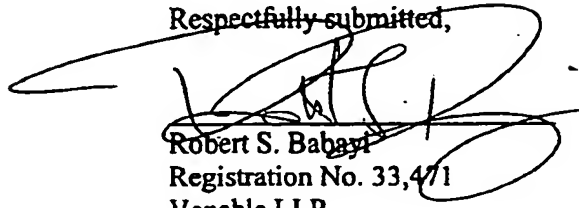
In response to formal objections, attached herewith is a copy of the original declaration and a revised abstract that complies with the requirements. The Specification is amended to identify all priority applications.

An action on the merits of Claims 13-37 is respectfully requested.

Date:

7/2/04

Respectfully submitted,



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